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**TITLE 11 CONSUMER PROTECTION DIVISION OF
THE OFFICE OF THE ATTORNEY GENERAL**

LSA Document #02-110(F)

DIGEST

Amends 11 IAC 2-6-1 concerning the fees charged for the telephone privacy list. Amends 11 IAC 2-6-5 to clarify the information contained in the telephone privacy list. Adds 11 IAC 2-6-6 to prohibit unauthorized duplication or dissemination of the telephone privacy list. Effective 30 days after filing with the secretary of state.

11 IAC 2-6-1

11 IAC 2-6-5

11 IAC 2-6-6

SECTION 1. 11 IAC 2-6-1, AS ADDED AT 25 IR 1857, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

11 IAC 2-6-1 Fee for obtaining telephone privacy list

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-3-1

Sec. 1. (a) The fee for obtaining the telephone privacy list **on CD-ROM or via download from the telephone privacy Web site** is ~~three seven~~ **hundred fifty** dollars (~~(\$300)~~; **(\$750)**. The person paying this fee is entitled to four (4) **consecutive** quarterly publications of the telephone privacy list.

(b) The fee for obtaining the telephone privacy list in printed hard copy format is the fee established under subsection (a), plus fifteen cents (\$0.15) per page. (*Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-6-1; filed Jan 18, 2002, 5:00 p.m.: 25 IR 1857; filed Sep 3, 2002, 3:30 p.m.: 26 IR 6*)

SECTION 2. 11 IAC 2-6-5, AS ADDED AT 25 IR 1858, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

11 IAC 2-6-5 Information contained in published telephone privacy list

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-3-1; IC 24-4.7-3-2; IC 24-4.7-4

Sec. 5. The telephone privacy list published by the division, ~~shall~~, regardless of its form, **shall not** contain ~~only~~ **names, addresses, or other identifying information beyond** the residential telephone numbers that telephone solicitors are prohibited from calling under IC 24-4.7-4. (*Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-6-5; filed Jan 18, 2002, 5:00 p.m.: 25 IR 1858; filed Sep 3, 2002, 3:30 p.m.: 26 IR 6*)

SECTION 3. 11 IAC 2-6, AS ADDED AT 25 IR 1858, SECTION 1, IS AMENDED BY ADDING A NEW SECTION TO READ AS FOLLOWS:

11 IAC 2-6-6 Unauthorized duplication or dissemination of telephone privacy list prohibited

Authority: IC 4-6-9-8; IC 24-4.7-3-7

Affected: IC 24-4.7-3-1; IC 24-4.7-3-2

Sec. 6. A person obtaining a copy of the telephone privacy list shall not disseminate, duplicate, distribute, transmit, or photocopy the list to third parties without the prior written consent of the division. For the purpose of this section, a subsidiary in which a person has a majority ownership interest shall not be considered a third party. *(Consumer Protection Division of the Office of the Attorney General; 11 IAC 2-6-6; filed Sep 3, 2002, 3:30 p.m.: 26 IR 6)*

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Notice of Intent Published: 25 IR 2544

Proposed Rule Published: July 1, 2002; 25 IR 3213

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Approved by Attorney General: August 20, 2002

Approved by Governor: September 3, 2002

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Incorporated Documents Filed with Secretary of State: None